

Message

From: Brown, Christopher [Brown.Christopher.T@epa.gov]
Sent: 12/7/2022 4:08:01 PM
To: Lyles, Kat [Kat.Lyles@meritenergy.com]
CC: Hagge, Chris [Chris.Hagge@meritenergy.com]; Brister, Chad [Chad.Brister@meritenergy.com]; Daniel Belcourt [danbelcourt@aol.com]; tshipps@mbssl.com; Minter, Douglas [Minter.Douglas@epa.gov]; Bowling, Linda (she/her/hers) [Bowling.Linda@epa.gov]; Chin, Lucita [Chin.Lucita@epa.gov]; Matsumoto, Kimi [Matsumoto.Kimi@epa.gov]; Ben-Khaled, Monia [Ben-Khaled.Monia@epa.gov]; Johnson, Davionn [Johnson.Davionn@epa.gov]; Wang, Gary [wang.gary@epa.gov]; Wiser, Nathan [Wiser.Nathan@epa.gov]
Subject: RE: Application to Transfer UIC Injection Permit for the Shoshone 66-46 and Shoshone 65-32

Ms. Lyles,

In order to satisfy the requirements for a written agreement for transfer of the Shoshone 66-46 and Shoshone 65-32, the UIC Section will need a written modification/waiver signed by the parties of the original agreement. In lieu of this, the UIC Section would need a written authorization from the parties delegating that authority to some else. The written modification/waiver should include a new specific date by which the transfer will take place. For the rule authorized Shoshone 66-46 well, the specific date is for transfer of ownership or operational control of the well pursuant to 40 Code of Federal Regulations (CFR) 144.28(l)(2). For the Shoshone 65-32 individual permit, the specific date is for transfer of permit responsibility, coverage, and liability pursuant to 40 CFR 144.41(d) (for transfer by minor modification). Let me know if you have any questions concerning the necessary components of the written agreement.

--

Chris Brown, P.G.

Physical Scientist

U.S. EPA Region 8, UIC Section

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From: Lyles, Kat <Kat.Lyles@meritenergy.com>
Sent: Monday, December 5, 2022 3:41 PM
To: Brown, Christopher <Brown.Christopher.T@epa.gov>
Cc: Hagge, Chris <Chris.Hagge@meritenergy.com>; Brister, Chad <Chad.Brister@meritenergy.com>; Daniel Belcourt <danbelcourt@aol.com>; tshipps@mbssl.com
Subject: Application to Transfer UIC Injection Permit for the Shoshone 66-46 and Shoshone 65-32

Mr. Brown,

Merit Energy Company, LLC ("Merit") submitted applications to transfer the UIC Injection Permit for the Shoshone 66-46 and Shoshone 65-32 wells (the "Additional UIC Wells") located at the Circle Ridge Field along with several other permits in May of 2021 to the Northern Arapaho Tribe and Eastern Shoshone Tribe (the "Tribes"). It is Merit's understanding that the Tribes have now satisfied the financial assurance requirements of the EPA with respect to the Additional UIC Wells. As a result, to facilitate the transfer of the UIC Injection Permit for the Additional UIC Wells, the parties have agreed to waive the deadlines set forth in Section 4 of the Transfer and Assumption Agreement previously submitted to the EPA, a copy of which is attached hereto for your convenience. Except for the limited waiver described herein, all other terms of the Transfer and Assumption Agreement shall continue in full force and effect. Please let us know if you need any additional information in order to approve the transfer of the UIC Injection Permit for the Additional UIC Wells from Merit to the Tribes.

Best Regards,

Kat



Kat Lyles
Merit Energy Company
Assistant General Counsel and Regulatory Manager
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